THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.7552 of 2007

Date:13.04.2007

Between:

Sri Balaji Adthi Commission Merchant.

.. PETITIONER

AND

The Agricultural Market Comittee and another.

..RESPONDENTS

ORDER:

The petitioner states that it is carrying on business in agricultural produce in Karimnagar District, for the last several years. With a view to obtain commission agent licence, it submitted application to the first respondent on several occasions. Its grievance is that no action has been taken thereon.

Heard the learned counsel for the petitioner and the learned counsel for the respondents.

The A.P. (Agricultural Produce and Livestock) Markets Act, 1966 (for short 'the Act') prescribes the procedure for grant and renewal of commission agent licences. The first respondent is the Licensing Authority for the area of its operation. If the petitioner has fulfilled the qualifications and requirements, for grant of commission agent licence, the first respondent cannot withhold the same. On the other hand, if the application submitted by the petitioner suffers from any defects, or if there exists any reasons, which disable the petitioner from being granted licence, the first respondent is under obligation to communicate such reasons or grounds. He cannot keep the application pending indefinitely.

For the foregoing reasons, the writ petition is disposed of,

directing the first respondent to consider the application submitted by the petitioner in accordance with Section 7(2) of the Act, and take necessary steps within four weeks (4) from the date of receipt of a copy of this order. There shall be no order as to costs.

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13.04.2007

Note: Issue c.c. in four days.
kdl